

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
at CHATTANOOGA

CHIQUITA BENNETT, )  
 )  
 Plaintiff, ) Case No. 1:07-cv-252  
 ) Judge Mattice  
 v. )  
 )  
 MICHAEL J. ASTRUE, Commissioner )  
 of Social Security, )  
 )  
 Defendant. )

**ORDER**

United States Magistrate Judge William B. Carter filed his report and recommendation pursuant to 28 U.S.C. § 636(b)(1) and Federal Rule of Civil Procedure 72(b). [Court Doc. 24.] Neither party filed objections within the given 10 days.

After reviewing the record, the Court agrees with Magistrate Judge Carter's report and recommendation. The Court thus **ACCEPTS** and **ADOPTS** Magistrate Judge Carter's findings of fact, conclusions of law, and recommendations [Court Doc. 24] pursuant to § 636(b)(1) and Rule 72(b).

Accordingly, the Court **ORDERS** that Plaintiff's Motion for Judgment on the Pleadings [Court Doc. 15] is **DENIED** and that Defendant's Motion for Summary Judgment [Court Doc. 20] is **GRANTED**. The above-captioned case is **DISMISSED WITH PREJUDICE**. The Clerk shall close the case.

SO ORDERED this 7<sup>th</sup> day of January, 2009.

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/s/*Harry S. Mattice, Jr.*  
HARRY S. MATTICE, JR.  
UNITED STATES DISTRICT JUDGE